IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE ELEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE K.C. BHANU

WRIT APPEAL NO : 1529 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 07/09/2004 in WP NO : 9628 OF 2004 on the file of the High Court.)

Between:

Ramachandraiah, S/o. Venkata Subbaiah, Upa Sarpanch
R/o. Gunthapalli Gram Panchayat, Badvel Mandal, Cuddapah District.

..... APPELLANT

AND

1 The District Collector (Panchayats), Cuddapah, Cuddapah District.
2 The District Panchayat Officer, Cuddapah, Cuddapah District.
3 The Divisional Panchayat Officer, Rajampet, Cuddapah District.
4 The Sarpanch, Gunthapalli Gram Panchayat, Gunthapalli, Badvel . Mandal, Cuddapah District.

.....RESPONDENTS

Counsel for the Appellant: MR.M.P.CHANDRAMOULI

Counsel for the Respondent Nos.1 to 3: GP FOR PANCHAYAT RAJ & RURAL DEV.

Counsel for the Respondent No.4 : MR.P.RADHA KRISHNA

The Court made the following :

J U D G M E N T: (Per Sri Justice B.Sudershan Reddy)

We find no merit in this Writ Appeal. This Court in exercise of its appellate jurisdiction normally does not interfere with such discretionary interlocutory order as the one passed by the learned Single Judge in the case on hand.

2 . Be that as it may, the District Panchayat Officer restored the powers of the Sarpanch to draw the funds under the categories specified subject to the condition that whenever any funds have to be drawn, the counter signature of Panchayat Secretary, Gunthapalli and also the counter signature of Mandal Parishad Development Officer are made compulsory. The Order of the District Panchayat Officer protects the public interest and the funds of the Gram panchayat.

3 . In the circumstances, we find no merit in the appeal and the same shall accordingly stand dismissed. No costs.

(B.SUDERSHAN REDDY, J)

Dated: 11.10.2004.

(K.C.BHANU, J)

gs/msv

To

1 The District Collector (Panchayats), Cuddapah, Cuddapah District.
2 The District Panchayat Officer, Cuddapah, Cuddapah District.
3 The Divisional Panchayat Officer, Rajampet, Cuddapah District.
4 The Sarpanch, Gunthapalli Gram Panchayat, Gunthapalli, Badvel . Mandal, Cuddapah District.

5. 2 CCS toThe GP for Panchayat Raj & Rural Development, High Court of A.P. Hyderabad (OUT)

6. 2 CD copies